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Class Counsel and  
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*[Additional counsel appear on signature page]*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

Clarke and Rebecca Wixon, Norman  
and Barbara Wixon, and Kandice Scattolon, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

Wyndham Resort Development Corp. (f/k/a  
Trendwest Resorts, Inc.),

Defendant.

Case No. C 07-02361 JSW

**STIPULATION AND ~~[PROPOSED]~~  
ORDER CONTINUING SETTLEMENT  
DOCUMENTATION FILING DATE**

CLASS ACTION

Before: Hon. Jeffrey S. White

On July 7, 2010, Plaintiffs Clarke and Rebecca Wixon, Norman and Barbara Wixon, and Kandice Scattolon (collectively, "Plaintiffs") and Defendant Wyndham Resort Development Corporation ("Wyndham") (Plaintiffs and Wyndham are referred to collectively as the "Parties") notified the Court that they had reached a settlement in principle of all claims asserted by Plaintiffs, individually and on behalf of the class, against Wyndham and sought a stay of the litigation while they negotiated and prepared the settlement documentation. [Dkt. No. 501.] The Parties sought to have the settlement documentation finalized and presented to the Court by September 24, 2010. On that same date, the Court entered a stipulated order suspending pre-trial and trial deadlines, pending submission of formal settlement documentation to the Court. [Dkt. No. 502.]

Prior to and following the entry of the stipulated order, the Parties, through their counsel, have exchanged draft settlement documents, conferred with each other to resolve drafting concerns, discussed plans for providing notice to the class, and met with their respective clients and client representatives to discuss and resolve issues pertaining to the settlement and the documentation thereof and to obtain the necessary client approvals and authorizations by the September 24 deadline. Despite the Parties' substantial progress accomplished through diligent, good faith, and cooperative efforts to complete these tasks, the Parties are unable to finalize all of the settlement documents and obtain the necessary client approvals by the September 24 deadline. Wyndham's counsel will be out of the country for two weeks from September 25 through October 11, 2010, and the Parties will require a short time following that date to conclude the settlement documents. Accordingly, the Parties agree to and hereby seek, subject to the Court's approval, a brief extension of the date to submit the final settlement documentation to the Court, from September 24, 2010 to no later than October 19, 2010. The Parties have not previously sought an extension of time for this purpose.

1 Dated: September 23, 2010

Respectfully submitted,

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18 *Scattolon*

19 Dated: September 23, 2010

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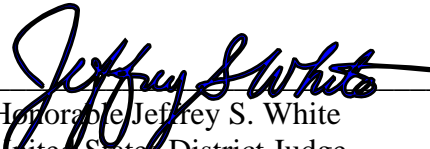
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*Attorneys for Defendant Wyndham Resort*  
*Development Corporation*

PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED.

Dated: September 23, \_\_\_\_, 2010

  
\_\_\_\_\_  
Honorable Jeffrey S. White  
United States District Judge